



**U.S. Department of
Transportation**
Office of the Secretary
of Transportation

NOTICE OF ACTION TAKEN

DOCKET OST-97-3210

This serves as interim notice to the public of the action described below, taken orally by the Department official indicated; the confirming order or other decision document will be issued as soon as possible.

Applicant: **Transnet Limited d/b/a South African Airways**

Date Filed: December 9, 1997

Relief requested: Exemption from 49 U.S.C. 41301 to conduct scheduled foreign air transportation of persons, property and mail between Johannesburg/Cape Town and Seattle, WA, pursuant to a code-sharing arrangement with American Airlines, Inc., under which South African Airways will place its designator code on certain American flights between New York/Miami and Seattle.

Applicant representative: Anita Mosner 202-342-5200

Responsive pleadings: On December 12, 1997, SAA informed us that it had polled the parties served with its application and that none objected to our acting in advance of the normal answer date (December 24, 1997) or to the merits of the application itself.

DISPOSITION

Action: **APPROVED**

Action date: **DECEMBER 18, 1997**

Effective dates of authority granted: **DECEMBER 18, 1997, thru DECEMBER 8, 1998**

Basis for approval (bilateral agreement/reciprocity): U.S.-South Africa Air Transport Agreement

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated:

 X Standard exemption conditions (attached)

Special conditions/Remarks: Consistent with the terms of the U.S.-South Africa Agreement, South African Airways may conduct the authorized service only pursuant to a code-sharing arrangement with a U.S. airline. Code-share operations must comply with the rules for airline designator code-sharing set forth in 14 CFR 399.88 of the Department's regulations, and the further condition that the foreign air transportation in question be sold in the name of the carrier holding out the service whether in computer reservations systems or elsewhere and that the carrier selling such transportation (*i.e.*, the carrier shown on the ticket) accept all obligations established in its contract of carriage with the passenger (*i.e.*, the ticket).

Action taken by: Paul L. Gretch, Director
Office of International Aviation
under assigned authority (14 CFR 385)

(Petitions for review may be filed from now until 10 days after the service date of the confirming order/letter. Filing of a petition shall not stay the effectiveness of this action.)